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## United States Bankruptcy Court Northern District of Illinois Eastern Division

Vol	luntary	/ Petition
VU	ıuııtaı v	/ Felluon

Name of Debtor (if individual, enter Last, First, Middle):  McCloud, Brenda A						Name o	Name of Joint Debtor (Spouse) (Last, First, Middle)					
All Other Names and trade names	used by the	e Debtor in the	e last 8 years	s (include ma	rried, maider	All Oth maide	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden and trade names):					
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) * ***-**-4835							ur digits of Soc than one, stat		idual-Taxpaye	r I.D. (ITIN) No./Complete EIN		
Street Address o	f Debtor (No	o. & Street, Ci	ty, and State	e):		Street	Address of Joi	nt Debtor (No.	& Street, City	, and State):		
5004 Sou	ith Lon	ıg Ave.										
Chicago	IL			6	0638							
County of Reside	ence or of th	e Principal Pl	ace of Busin	ess:		County	of Residence	or of the Prince	cipal Place of E	Business:		
		СО	OK									
Mailing Address	of Debtor (if	different from	street addr	ess)		Mailing	Address of Jo	oint Debtor (if o	different from s	treet address):		
Location of Princ	ipal Assets	of Business D	ebtor (if diffe	erent from str	eet address	above):						
Type of Debt	or (Form of (	,		Nature of Bu (Check one		Chap	ter of Bankru	ptcy Code Ur	nder Which th	e Petition is Filed (Check one box)		
		loint Debtors)		Care Busine		=	napter 7		☐ Chapter	15 Petition for Recognition		
	it D on page 2	2 of this form s LLC & LLP)		e Asset Real ed in 11 U.S.0		、 I _	napter 9		of a Fore	eign Main Proceeding		
_ :	,	3 LLO & LLI )	Railroad				☐ Chapter 11 ☐ Chapter 12 ☐ Chapter 15 Petition for Recognition					
☐ Partnersh	•		☐ Stock	broker nodity Broker	-	☐ Ch	napter 13		of a Fore	eign Nonmain Proceeding		
•	debtor is no ntities, check		☐ Clear	•				Nature o	f Debts (Check	( one Box)		
	type of ent		☐ Other	ū		■ De	ebts are primar	ily consumer	□ Deb	ts are primarily business		
				Tax-Exempt Check box, if ap			bts, defined in 101(8) as "incu		deb	ts.		
			☐ Debto	or is a tax-exe	empt	inc	dividual primari	ly for a				
				ization under d States Cod			rsonal, family, rpose."	or household				
				nue Code).								
		Filing Fee (C	heck <b>one</b> box	)		Check	one box	Cha	apter 11 Debte	ors		
Filing Fee atta	ached						☐ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D)					
☐ Filing Fee to I	be paid in in	stallments (ar	oplicable in i	ndividuals on	lv). Must atta	ach I						
signed applica	ation for the	٠.	deration cert	ifying that the	debtor is	□ D	Check if:  ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affliates) are less than \$2,190,000.					
☐ Filing Fee wa	vier request	ted (applicable	e to chapter	7 individuals	only). Must	Λ.	Check all applicable boxes:  A plan is being filed with this petition.					
attach signed	l application	for the court's	s considerati	on. See Offic	ial Form 3B.		Acceptances of the plan were solicited prepetition from one of more classes					
Statistical/Adm  Debtor estimate			ailable for dis	stribution to u	nsecured cre	edtiors.				This space is for court use only		
		ter any exempoution to unse			d administra	tive expense	s paid, there w	ill be no				
Estimated Numbe			П	П					_			
1-	<b>5</b> 0-	100-	200-	<b>1</b> ,000-	<b>5</b> ,001-	10,001	<b>1</b> 25,001	<b>5</b> 0,001	Over			
49 Estimated Assets	99	199	999	5,000	10,000	25,000	50,000	100,000	100,000			
□ \$0 to	\$50,001to	\$100,001 to	\$500,001	\$1,000,001	\$10,000,001	\$50,000,001	\$100,000,001	\$500,000,001	☐ More than			
\$50,000	\$100,000	\$500,000	to \$1 million	to \$10 million	to \$50 million	to \$100 million	to \$500 million	to \$1billion	\$1 billion			
Estimated Liabiliti	ies											
\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1	\$1,000,001 to \$10	\$10,000,001 to \$50		\$100,000,001 to \$500	\$500,000,001 to \$1billion	More than \$1 billion			
,			million	million	million	million	million					

Case 09-35955 Doc 1 Filed 09/28/09 Entered 09/28/09 16:21:06 B1 (Official Form 1) (1/08) Document Page 2 of 46 **Voluntary Petition** Name of Debtor(s) This page must be completed and filed in every case) McCloud, Brenda A All Prior Bankruptcy Case Filed Within Last 8 Years (if more than two, attach additional sheet) Location Where Filed: Case Number: Date Filed: None None Pending Bankruptcy Case Filed by any Spouse, Partner, or Affilate of this Debtor (if more than one, attach additional sheet) Name of Debtor: Date Filed: Case Number: None District: Relationship: Judge: **Exhibit B** Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12 pursuant to Section 13 or 15 (d) of the Securities Exchange Act of or 13 of title 11, United States Code, and have explained the relief available under 1934 and is requesting relief under chapter 11.) each such chapter. I further certify that I have delivered to the debtor the notice required by 11 USC § 342(b). Exhibit A is attached and made a part of this petition. /s/ Ronald P Stroiny **Ronald P Stroiny** Dated: 09/28/2009 **Exhibit C** Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. Nο **Exhibit D** (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. П Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check the Applicable Box.) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.) П Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of Landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1))

Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day

period after the filing of the petition.

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**Voluntary Petition** 

This page must be completed and filed in every case)

Name of Joint Debtor(s)

McCloud, Brenda A

## **Signatures**

### Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7,11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

## /s/ Brenda A McCloud Brenda A McCloud

Dated: 09/25/2009

### Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition (Check only one box.)

 $f \square$  I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.

Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

(Signature of Foreign Representative)

(Printed Name of Foreign Representative)

## << Sign & Date on Those Lines

## Signature of Attorney

## /s/ Ronald P Strojny

Signature of Attorney for Debtor(s)

## Ronald P Strojny

Printed Name of Attorney for Debtor(s)

LAW OFFICES OF PETER FRANCIS GERACI 55 E. Monroe Street #3400 Chicago IL 60603 312.332.1800 (PH)

> 09/28/2009 Date:

\* In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedule

### Signature of Debtor (Corporation/Partnerhsip)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

#### Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for fi ling for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19B is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal. responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) Address

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.



# Document Page 4 of 46 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

**Brenda A McCloud Debtor** 

Bankruptcy Docket #:

## EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed. 1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunites for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency. 2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed. 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing. 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.] Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.); Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.); Active military duty in a military combat zone. 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

Dated: 09/25/2009 /s

/s/ Brenda A McCloud
Brenda A McCloud



Sign & Date Here

# Document Page 5 of 46 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Dated:

**Brenda A McCloud Debtor** 

Bankruptcy Docket #:

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunties for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunties for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.
3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances here.]
If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.
4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]
Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);
Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);
Active military duty in a military combat zone.
5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.
I certify under penalty of perjury that the information provided above is true and correct.

PFG Record # 455174

09/25/2009

Sign & Date

Here

# Document Page 6 of 46 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Brenda A McCloud, Debtor

In re

### **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, C, D, E, F, I and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

	Attack		AMOU	AMOUNTS SCHEDULED			
Name of Schedule	Attached YES   NO	Pages	Assets	Liabilities	Other		
SCHEDULE A - Real Property	Yes	1	\$283,000	\$-	\$-		
SCHEDULE B - Personal Property	Yes	3	\$20,250	\$-	\$-		
SCHEDULE C - Property Claimed as Exempt	Yes	1+	\$-	\$-	\$-		
SCHEDULE D - Creditors Holding Secured Claims	Yes	1+	\$-	\$451,145	\$-		
SCHEDULE E - Creditors Holding Unsecured Priority Claims	Yes	2	\$-	\$674	\$-		
SCHEDULE F - Creditors Holding Unsecured Nonpriority Claims	Yes	1+	\$-	\$65,673	\$-		
SCHEDULE G - Executory Contracts and Unexpired Leases	Yes	1	\$-	\$-	\$-		
SCHEDULE H - CoDebtors	Yes	1	\$-	\$-	\$-		
SCHEDULE I - Current Income of Individual Debtor(s)	Yes	1	\$-	\$-	\$3,717		
SCHEDULE J - Current Expenditures of Individual Debtor(s)	Yes	1	\$-	\$-	\$6,816		
TOTALS	\$ 303,250 TOTAL ASSETS	\$ 517,492 TOTAL LIABILITIES					

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

**Brenda A McCloud / Debtor** 

Bankruptcy Docket #:

## STATISTICAL SUMMARY OF CERTAIN LIABILITIES - 28 U.S.C. § 159

If you are an individual debtor whose debts are primarily consumer debts as defined in 101(8) of the Bankruptcy Code (11 U.S.C. 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts and, therefore, are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C § 159
Summarize the following types of liabilities, as reported in the Schedules, and total them

Type of Liability	Amount
Domestic Support Obligations (From Schedule E)	\$ 0
Taxes and Certain Other Debts Owed to governmental Units (From Schedule E)	\$ 0
Claims for Death or Personal Injury While Debtor was Intoxicated (From Schedule E) whether disputed or undisputed)	\$ 0
Student Loan Obligations (From Schedule F)	\$ 0
Domestic Support Separation Agreement and Divorce Decree Obligations Not Reported on (Schedule E).	\$ 0
Obligations to Pension or Profit Sharing and Other Similar Obligations (From Schedule F)	\$ 0
TOTAL	\$ 0

### State the following:

Average Income (from Schedule I, Line 16)	\$ 3,716.51
Average Expenses (from Schedule J, Line 18)	\$ 6,815.50
Current Monthly Income (from Form 22A Line 12; or, Form 22B Line 11; or, Form 22C Line 20)	\$ 4,390.51

#### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 178,537.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	\$ 674.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" Column		\$0
4. Total from Schedule F		\$ 65,673.00
5. Total of non-priority unsecured debt (sum of 1,3 and 4)		\$ 244,210.00

# Document Page 8 of 46 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Brenda A McCloud, Debtor

In re

### **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a co-tenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband Wife Joint Or Community	Current Value of Debtors Interest in Property Without Deducting and Secured Claim or Exemption	Amount of Secured Claim
3055 S Bonfield, Chicago, IL 60608 (SURRENDER) Value based on short sale offer debtor received March 5, 2009; as of date of filing, bank has not accepted offer	Fee Simple		\$ 100,000	\$ 262,449
5004 South Long Ave. Chicago, IL 60638 - (Debtors primary residence)	Fee Simple		\$ 183,000	\$ 156,558

Total Market Value of Real Property
(Report also on Summary of Schedules)

\$283,000.00

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Brenda A McCloud, Debtor

### SCHEDULE B - PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "HWJC." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

#### Do not list interest in executory and unexpired leases on this schedule. List them in Schedule G.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." In providing the information in this schedule, do not include the name or address of a minor child. Simpy state a "minor child."

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Type of Property	N O N E	Description and Location of Property	L M L	Debtor's Property Deduc	t Value of Interest in y, Without ting Any d Claim or
01. Cash on Hand	X				
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.		checking account with TCF -2752		\$	500
		savings account with Metropolitan -4252 Brenda McCloud and Anthony Bennett		\$	0
03. Security Deposits with public utilities, telephone companies, landlords and others.	X				
04. Household goods and furnishings, including audio, video, and computer equipment.		Household goods; TV, DVD player, computer, sofa, vacuum, table, chairs, lamps, TV Stand, bedroom sets, washer/dryer, stove, refrigerator, microwave, pots/pans, dishes/flatware, lawn mower		\$	2,000
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.		Books, Compact Discs, Tapes/Records, Family Pictures		\$	100
06. Wearing Apparel		Necessary wearing apparel.		\$	50
07. Furs and jewelry.		Earrings, watch, costume jewelry		\$	50
08. Firearms and sports, photographic, and other hobby equipment.	X				

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

SCHEDULE B - PERSONAL PROPERTY						
Type of Property	NONE	Description and Location of Property	H M J C	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or		
09. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.						
		Whole Life Insurance with Monumental - beneficiaries of policy are debtor's dependent children		\$ 1,500		
10. Annuities. Itemize and name each issuer.	X					
11. Interests in an educational IRA as defined in 26 U.S.C 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. 529(B)(1). Give particulars. (File separately the records(s) of any such interest(s). 11 U.S.C. 521(c); Rule 1007(b)).	X					
12. Interest in IRA,ERISA, Keogh, or other pension or profit sharing plans. Give particulars	X					
13. Stocks and interests in incorporated and unincorporated businesses.	X					
14. Interest in partnerships or joint ventures. Itemize. Itemize.	X					
15. Government and corporate bonds and other negotiable and non-negotiable instruments.	X					
16. Accounts receivable	X					
17. Alimony, maintenance, support and property settlements to which the debtor is or may be entitled	X					
18. Other liquidated debts owing debtor including tax refunds. Give particulars.	X					
19. Equitable and future interests, life estates, and rights of power exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X					
20. Contingent and Non-contingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X					
21. Other contingent and unliquidated claims of every nature, including tax refunds, counter claims of the debtor, and rights to setoff claims. Give estimated value of each.	X					
22. Patents, copyrights and other intellectual property. Give particulars.	X					
23. Licenses, franchises and other general intangibles.	X					
PEG Record # 455174	 	│ 	∣ orm 6E	 8) (12/07) Page 2 of 3		

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

SCH	IEC	SCHEDULE B - PERSONAL PROPERTY					
Type of Property	NONE	Description and Location of Property	L M L	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or			
24. Customer list or other compilations containing personally identifiable information (as defined in 11 USC 101 41A provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes	X						
25. Autos, Truck, Trailers and other vehicles and accessories.		G M A C - 2007 Chevrolet Trailblazer 25,000 miles (SURRENDER)		\$ 16,050			
26. Boats, motors and accessories.	X						
27. Aircraft and accessories.	X						
28. Office equipment, furnishings, and supplies.	X						
29. Machinery, fixtures, equipment, and supplie used in business.	X						
30. Inventory	X						
31. Animals		Family Data/Animala Dana		\$ 0			
32. Crops-Growing or Harvested. Give particulars.	X	Family Pets/Animals. Dogs.		<b>\$</b>			
33. Farming equipment and implements.	X						
34. Farm supplies, chemicals, and feed.	X						
35. Other personal property of any kind not already listed. Itemize.	X						
		<b>Total</b> (Report also on Summary of Schedules)		\$20,250			

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# NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

SCHEDULE C - PROPERTY CLAIMED EXEMPT								
Debtor claims the exemptions to which debtor is entitled under: (Check one box)  11 U.S.C. § 522(b)(2)  11 U.S.C. § 522(b)(3)		Check if debtor claims a homestead exemption that exceeds \$136,875						

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property without Deducting Exemption
00. Real Property 5004 South Long Ave. Chicago, IL 60638 - (Debtors primary residence)	735 ILCS 5/12-901	\$ 15,000	\$ 183,000
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.			
checking account with TCF -2752	735 ILCS 5/12-1001(b)	\$ 500	\$ 500
savings account with Metropolitan -4252 Brenda McCloud and Anthony Bennett	735 ILCS 5/12-1001(b)	\$ 0	\$ 0
04. Household goods and furnishings, including audio, video, and computer equipment.			
Household goods; TV, DVD player, computer, sofa, vacuum table, chairs, lamps, TV Stand, bedroom sets, washer/dryer, stove, refrigerator, microwave, pots/pans, dishes/flatware, lawn mower	735 ILCS 5/12-1001(b)	\$ 2,000	\$ 2,000
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.  Books, Compact Discs, Tapes/Records, Family Pictures	735 ILCS 5/12-1001(a)	\$ 100	\$ 100
06. Wearing Apparel	705    00 5(40 4004(-) (-)	<b>.</b> 50	
Necessary wearing apparel.	735 ILCS 5/12-1001(a),(e)	\$ 50	\$ 50
07. Furs and jewelry.	705    00 5(40 4004/5)	<b>.</b> 50	
Earrings, watch, costume jewelry	735 ILCS 5/12-1001(b)	\$ 50	\$ 50
09. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.			
Whole Life Insurance with Monumental - beneficiaries of policy are debtor's dependent children	735 ILCS 5/12-1001(h)(3)	\$ 1,500	\$ 1,500
25. Autos, Truck, Trailers and other vehicles and accessories.			

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# NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

SCHEDULE C - PROPE	RTY CLAIMED EYEN	ЛРТ	
Debtor claims the exemptions to which debtor is entitled u (Check one box)  11 U.S.C. § 522(b)(2)  11 U.S.C. § 522(b)(3)		claims a homes	stead exemption
Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property without Deducting Exemption
G M A C - 2007 Chevrolet Trailblazer 25,000 miles (SURRENDER)	735 ILCS 5/12-1001(c)	\$ 2,400	\$ 16,050
31. Animals Family Pets/Animals. Dogs.	735 ILCS 5/12-1001(b)	\$ 0	\$ 0

# Document Page 14 of 46 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Brenda A McCloud, Debtor

### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s) on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule D.

Creditor's Name and Mailing Address Including Zip and Account Number (See Instructions Above)	Codebtor	A A H	* Date Claim was Incured * Nature of Lien *Value of Property Subject to Lien *Description of Property	Contingent	Unliquidated	Disputed	Amount of Claim Without Deducting Value of	Unsecured Portion, If Any
1 BAC HOME Loans Servici Attn: Bankruptcy Dept. 450 American St Simi Valley CA 93065 Acct No.: 131093904			Dates: 2006-2009  Nature of Lien: Mortgage  Market Value: \$ 100,000  Intention: Reaffirm 524 (c)  *Description: 3055 S Bonfield, Chicago, IL 60608 (SURRENDER) Value based on short sale offer debtor received March 5, 2009; as of date of filing, bank has not accepted offer				\$ 262,449	\$ 162,449

#### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Clerk, Chancery Doc#2007-CH-19899 50 W. Washington St., Room 802 Chicago IL 60602

Pierce & Associates Attn: Bankruptcy Department 1 N. Dearborn St. #1300 Chicago IL 60602

2 BAC HOME Loans Servici Attn: Bankruptcy Dept.

450 American St Simi Valley CA 93065

Acct No.: 3808

Dates: 2007-2009
Nature of Lien: Mortgage
Market Value: \$ 183,000
Intention: Reaffirm 524 (c)

\*Description: 5004 South Long Ave.

Chicago, IL 60638 - (Debtors

primary residence)

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\$ 156,558

\$ 0

# Document Page 15 of 46 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Brenda A McCloud, Debtor

	editor's Name and Mailing Address icluding Zip and Account Number (See Instructions Above)	Codebtor	H W J C	* Date Claim was Incured  * Nature of Lien  *Value of Property Subject to Lien  *Description of Property	Contingent	Unliquidated	Disputed	Amount of Claim Without Deducting Value of	Unsecured Portion, If Any
At 33 Cl	thicago - Water Dept. ttn: Bankruptcy Department 33 S. State, Room L10 hicago IL 60604 cct No.:			Dates: Nature of Lien: Market Value: Intention: None *Description:				\$ 650	\$ 650
At 15 O	MAC ttn: Bankruptcy Dept. 5303 S 94Th Ave rland Park IL 60462 cct No.: 154912971795			Dates: 5/10/2008  Nature of Lien: Lien on Vehicle - PMSI  Market Value: \$ 16,050  Intention: Surrender  *Description: G M A C - 2007 Chevrolet  Trailblazer 25,000 miles  (SURRENDER)				\$ 31,488	\$ 15,438

Total

\$ 451,145 \$ 178,537

(Report also on Summary of Schedules.) (if applicatble, report also on Statistical Summary of Certain Liabilities and Related Data.)

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In re

**Brenda A McCloud, Debtor** 

### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts who file a case under chapter 7 or 13 report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors

	Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
TYP	PES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)
	Domestic Support Obligations Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
	Extensions of Credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but bfore the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
	Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
	Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
	Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
	Deposits by individuals Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
	Taxes and certain other Debts Owed to Governmental Units  Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
	Commitments to maintain the capital of insured depository institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).
	Claims for death or personal injury while debtor was intoxicated  Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol a drug or another substance 11 U.S.C. § 507(a)(10)

\* Amounts are subject to adjustment on April 10, 2010, and every three years thereafter with respect to cases commenced on or after the date of adju

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

**Brenda A McCloud, Debtor** 

In re

	Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	H W J C	Date Claim Was Incured and Consideration For Claim	Contingent	Unliquidated	Disputed	ount Claim	En	ount titled to ority
1	Illinois State Toll Hwy Auth Attn: Legal Dept - Bob Lane 2700 Ogden Ave. Downers Grove IL 60515-1703 Account No. 9449906			Reason: Dates: 05/2009				\$ 424	\$	424
2	Office of the Traffic Compl Ticket #P0208780 5810 S Archer Summit IL 60501 Account No. P0208780			Reason: Dates: 07/2008				\$ 250	\$	250

Total Amount of Unsecured Priority Claims (Report also on Summary of Schedules)

\$ 674 \$ 674

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Brenda A McCloud / Debtor

### SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts filing a case under chapter 7, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

Cr	editor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C H H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	 nount of Claim
1	AMEX Attn: Bankruptcy Dept. Po Box 297871 Fort Lauderdale FL 33329 Acct #: XXXXX4835			Dates: 2005-2008 Reason: Credit Card or Credit Use				\$ 20,316
2	Capital One Attn: Bankruptcy Dept. Po Box 85520 Richmond VA 23285 Acct #: XXXXX4835			Dates: 2004-2009 Reason: Credit Card or Credit Use				\$ 492
3	Capital One Attn: Bankruptcy Dept. Po Box 85520 Richmond VA 23285 Acct #: XXXXX4835			Dates: 2004-2009 Reason: Credit Card or Credit Use				\$ 941

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Brenda A McCloud / Debtor

In re

## SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	H W J C	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
4 CHASE Attn: Bankruptcy Dept. Po Box 15298 Wilmington DE 19850 Acct #: XXXXX4835			Dates: 1997-2008 Reason: Credit Card or Credit Use				\$ 2,223

### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Clerk, First Mun Div Doc #2009-M1-173268 50 W. Washington St., Rm. 1001 Chicago IL 60602

Michael D. Fine Bankruptcy Department 131 S. Dearborn St., floor 5 Chicago IL 60603

Po B Wilm	Bankruptcy Dept. Box 15298 Dington DE 19850 E#: XXXXX4835	Dates: 2005-2009 Reason: Credit Card or Credit Use	\$ 8,493
Attn: 333 S Chica	Bankruptcy Department S. State, Room 300 ago IL 60604 ##: 5570	Dates: Reason: <b>Fines</b>	\$ 100
Po B Siou:	Bankruptcy Dept. Box 6241 x Falls SD 57117 tr#: XXXXX4835	Dates: 2006-2009 Reason: Credit Card or Credit Use	\$ 3,027
PO E Atlan	Bankruptcy Dept. Box 740241 hta GA 30374 true #: XXXXX4835	Dates: 2009 Reason: Notice Only	\$ 0

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In re

**Brenda A McCloud / Debtor** 

Record # 455174

SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS										
Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	H M J C	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim			
9 Experian Attn: Bankruptcy Dept. PO Box 2002 Allen TX 75013 Acct #: XXXXX4835			Dates: 2009 Reason: Notice Only				\$ 0			
10 GEMB/SAMS CLUB Attn: Bankruptcy Dept. Po Box 981400 El Paso TX 79998 Acct #: XXXXX4835			Dates: 2002-2009 Reason: Credit Card or Credit Use				\$ 2,733			
11 GEMB/Walmart Attn: Bankruptcy Dept. Po Box 981400 El Paso TX 79998 Acct #: XXXXX4835			Dates: 1995-2009 Reason: Credit Card or Credit Use				\$ 573			
12 HP Home & Office Attn: Bankruptcy Dept. 1240 Office Supply W Des Moines IA 50266 Acct #: 6218			Dates: Reason:				\$ 1,000			
13 HSBC/Bsbuy Attn: Bankruptcy Dept. Po Box 15519 Wilmington DE 19850 Acct #: XXXXX4835			Dates: 2005-2009 Reason: Credit Card or Credit Use				\$ 825			
14 HSBC/Costc Attn: Bankruptcy Dept. Po Box 15524 Wilmington DE 19850 Acct #: XXXXX4835			Dates: 2004-2009 Reason: Credit Card or Credit Use				\$ 1,472			
15 HSBC/Mnrds Attn: Bankruptcy Dept. 90 Christiana Rd New Castle DE 19720 Acct #: XXXXX4835			Dates: 1997-2009 Reason: Credit Card or Credit Use				\$ 1,685			

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In re

**Brenda A McCloud / Debtor** 

SCHEDULE F - CREDITORS	Н	OL	DING UNSECURED NON-PR	10	RI	ΓΥ	CLAIMS
Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
16 HSBC/RS Attn: Bankruptcy Dept. 90 Christiana Rd New Castle DE 19720 Acct #: XXXXX4835			Dates: 2006-2009 Reason: Credit Card or Credit Use				\$ 988
17 Kohls/Chase Attn: Bankruptcy Dept. N56 W 17000 Ridgewood Dr Menomonee Falls WI 53051 Acct #: XXXXX4835			Dates: 2002-2009 Reason: Credit Card or Credit Use				\$ 1,162
18 MacNeal Hospital Bankruptcy Department 75 Remittance Dr., Ste. 1209 Chicago IL 60675-1209 Acct #:			Dates: Reason: <b>Medical/Dental Services</b>				\$ 4,000
19 Margaret Solis C/O: Attorney Michael Spanak 134 N LaSalle, Suite 700 Chicago IL 60602 Acct #: 05M1157509			Dates: 2005 Reason: Residential Rental				\$ 2,000
20 Metropolitan Adv. Rad. Svcs.  Bankruptcy Department 135 S. LaSalle St., Dept. 1362 Chicago IL 60674 Acct #: 08082031161			Dates: 2008 Reason: Medical/Dental Services				\$ 293

Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Merchants' Credit Guide Co

223 W Jackson Blvd Chicago IL 60606

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In re

**Brenda A McCloud / Debtor** 

SCHEDULE F - CREDITORS	Н	OL	DING UNSECURED NON-PR	10	RI	ΤΥ	CLAIMS
Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
21 Nicor Gas  Bankruptcy Department PO Box 8350 Aurora IL 60507 Acct #: 9034770734			Dates: Reason: Utility Bills/Cellular Service				\$ 334
22 <u>Sears/CBSD</u> Attn: Bankruptcy Dept. Po Box 6189 Sioux Falls SD 57117 Acct #: XXXXX4835			Dates: 1997-2009 Reason: Credit Card or Credit Use				\$ 4,502
23 THD/CBSD Attn: Bankruptcy Dept. Po Box 6497 Sioux Falls SD 57117 Acct #: XXXXX4835			Dates: 1997-2009 Reason: Credit Card or Credit Use				\$ 3,771
24 T-Mobile C/O Bureau OF Collection R 7575 Corporate Way Eden Prairie MN 55344 Acct #: 41877001			Dates: 2009-2009 Reason: Collecting for Creditor				\$ 225

## Law Firm(s) | Collection Agent(s) Representing the Original Creditor

**Bureau of Collection Recovery Bankruptcy Department** 7575 Corporate Way Eden Prairie MN 55344

25 <u>Transunion</u> Attn: Bankruptcy Dept. PO Box 1000 Chester PA 19022	Dates: 2009 Reason: Notice Only		\$	0
Acct #: XXXXX4835				

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In re

**Brenda A McCloud / Debtor** 

SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS								MS
Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C H M	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	_	unt of aim
26 <u>United Collect BUR INC</u> Attn: Bankruptcy Dept. 5620 Southwyck Blvd Ste Toledo OH 43614			Dates: 2008-2008 Reason: Medical Debt				\$	427
Acct #: 22067402  27 <u>Verizon Wireless</u> Bankruptcy Department			Dates: Reason: Utility Bills/Cellular Service				<b></b>	276
PO Box 1850 Folsom CA 95630 Acct #: 78503013600001			Treason. Camey Emercentular Convice				•	2.0

## Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Bureau of Collection Recovery Bankruptcy Department 7575 Corporate Way Eden Prairie MN 55344

28 Weis, DuBrock & Doody Attn: Bankruptcy Dept. 1 N LaSalle St Chicago IL 60602	Dates: 06/2009 Reason: Services Rendered	\$ 1,080
Acct #: 6134  29 Wffinance Attn: Bankruptcy Dept. 9620 S Roberts Rd Hickory Hills IL 60457 Acct #: 111270742394553	Dates: 2007-2009 Reason: Personal Loan	\$ 784
30 Wfnnb/Roomplace Attn: Bankruptcy Dept. Po Box 2974 Shawnee Mission KS 66201 Acct #: XXXXX4835	Dates: 2003-2009 Reason: Credit Card or Credit Use	\$ 1,951

**Total Amount of Unsecured Claims** 

(Report also on Summary of Schedules)

\$ 65,673.00

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In re

Brenda A McCloud, Debtor

### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).



Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract. Description of Contract or Lease and Nature of Debtor's Interest. State whether Lease is for Non-Residential Real Property. State Contract Number or Any Government Contract.

[x] None

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In re

Brenda A McCloud, Debtor

### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

Name and Address of CoDebtor	Name and Address of the Creditor
[x] None	

PFG Record # 455174 B6H (Official Form 6H) (12/07) Page 1 of 1

# UNITED STATES BARKRUPTEY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

**Brenda A McCloud, Debtor** 

Bankruptcy Docket #:

## SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital	DEPENDENTS OF DEBTO	OR AND SPOUSE ~ RELATIONSHIP AND AGE			
Status: Single	Daughter, 16 Nephew, 13 Daughter, 8				
	DEBTOR EMPLOYMENT	SPOUSE EMPLOYMENT			
Occupation:	Self-employed daycare provider				
Name of Employer:	Brenda McCloud Day Care				
Years Employed	4 years				
Employer Address:	5004 S Long				
City, State, Zip	Stickney, IL 60638	,			

INCOME: (Estimate of average or projected monthly income at time case filed.)	DEBTOR	SPOUSE
1. Monthly Gross Wages, Salary, and commissions	\$ 0.00	\$ 0.00
(Prorate if not paid monthly.)  2. Estimated Monthly Overtime	\$ 0.00	\$ 0.00
3. SUBTOTAL	\$ 0.00	\$ 0.00
4. LESS PAYROLL DEDUCTIONS		
a. Payroll Taxes and Social Security	\$ 0.00	\$ 0.00
b. Insurance	\$ 0.00	\$ 0.00
c. Union Dues	\$ 0.00	\$ 0.00
d. Other (Specify) Pension:	\$ 0.00	\$ 0.00
Voluntary 401 Contributions:	\$ 0.00	\$ 0.00
Child Support:	\$ 0.00	\$ 0.00
Life Insurance, Uniforrms, 401K Loan:	\$ 0.00	\$ 0.00
5. SUBTOTAL OF PAYROLL DEDUCTIONS	\$ 0.00	\$ 0.00
6. TOTAL NET MONTHLY TAKE HOME PAY	\$ 0.00	\$ 0.00
7. Regular income from operation of business or profession or farm	\$ 3,042.51	\$ 0.00
8. Income from real property	\$ 0.00	\$ 0.00
Interest and dividends	\$ 0.00	\$ 0.00
10. Alimony, maintenance or support payments payable to the debtor for the debtor's use or that of dependents listed above.	\$ 0.00	\$ 0.00
11. Social Security or government assistance (Specify)	\$ 0.00	\$ 0.00
12. Pension or retirement income	\$ 0.00	\$ 0.00
13. Other monthly income (Specify:) Nephew's SS & &	\$ 674.00	\$ 0.00
Unemployment Income	\$ 0.00	\$ 0.00
14. SUBTOTAL OF LINES 7 THROUGH 13		
15. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)	\$ 3,716.51	\$ 0.00
16. COMBINED AVERAGE MONTHLY INCOME (Combine column totals fromlin	\$ 3,716	6.51
if there is only one debtor repeat total reported on line 15.)	Report also on Summary of Schedules and, i	

Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data.)

Record #: 455174 B6I (Official Form 6I) (12/07) Page 1 of 1

<sup>17.</sup> Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None** 

# UNITED STATES BARKRUPTEN COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

**Brenda A McCloud / Debtor** 

Bankruptcy Docket #:

SCHEDULE J - CURRENT EXPENSES OF INDIVIDUAL DEBTOR(	S)
Complete this schedule by estimating the average monthly expenses of the debtor and the debtor's family at time case filed. P payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate.	•
Check box if joint petition is filed & debtor's spouse maintains a separate household. Complete a separate schedule of expenditures lab	eled "Spouse".
Rent or home mortgage payment (include lot rented for mobile home)	\$ 2,512.00
a. Real Estate taxes included? [x] Yes [] No b. Property insurance included? [x] Yes [] No	. ,
2. Utilities: a. Electricity and Heating Fuel	\$ 300.00
b. Water, Sewer, Garbage	\$ 50.00
c. Cellphone, Internet	\$ 100.00
d. Other Home Phone and Cable Television	\$ 75.00
3. Home Maintenance (repairs and upkeep)	\$ 100.00
4. Food	\$ 500.00
5. Clothing	\$ 50.00
6. Laundry and Dry Cleaning	\$ -
7. Medical and Dental Expenses	\$ -
8. Transportation (not including car payments) Gas, Tolls/Parking, Fees/Licenses, Repair, Bus/Train	\$ 256.50
9. Recreation, Clubs and Entertainment, Newspapers, Magazines, etc.	\$ 30.00
10. Charitable Contributions	\$ -
11. Insurance (not deducted from wages or included in home mortgage payments)	\$ -
a. Homeowner's or Renter's	\$ -
b. Life	\$-
c. Health	
d. Auto e. Other	\$ 90.00
	<b>\$</b> -
12. Taxes (not deducted from wages or included in home mortgage payments)  (Specify) Federal or State Tax Repayments, Real Estate Taxes	\$ -
13. Installment Payments: (In Chapter 11, 12, and 13 cases, do not list payments to be included in plan) a. Auto	\$512.00
b. Reaffirmation Payments	\$ -
c. Other Tobacco \$70.00	\$70.00
14. Alimony, maintenance and support paid to others	\$-
15. Payments for support of additional dependents not living at your home	\$-
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$ 1,775.00
17. Other: Haircuts, Hygiene, Newspaper/Mags & Tuition, Books & Childcare & Pet Eyecare, Meds Postage/Banking GLS Repay: Babysitting Care:	
\$115.00 \$0.00 \$150.00 \$- \$-	\$265.00
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and if applicable, on the Stastical of Summary of Certain Liabilities and Related Data.	\$ 6,815.50
19. Describe any increase/decrease in expenditures anticipated to occur within the year following the filing <i>None</i>	this document:
20. STATEMENT OF MONTHLY NET INCOME  a. Average monthly income from Line 15 of Schedule I  b. Average monthly expenses from Line 18 above  c. Monthly net income (a. minus b.)  d. Total amount to be paid into plan monthly	\$ 3,716.51 \$ 6,815.50 <b>\$(3,098.99)</b> \$ -

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

**Brenda A McCloud Debtor** 

Bankruptcy Docket #:

### **DECLARATION CONCERNING DEBTOR'S SCHEDULES**

#### **DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the foregoing summary and schedules, and that they are true and correct to the best of my knowledge, information and belief. I have disclosed on the foregoing schedules all property or assets I may have an interest in, the correct value of it, and every debt I may be liable for. I accept the risk that some debts won't be discharged. I have been advised of the difference between Chapter 7 and Chapter 13, income & expense concepts, budgeting, and have made full disclosure.

Debtor's attorney has advised debtor that creditors can object to discharge of their debt on a variety of grounds including fraud, recent credit usage, divorce and support obligations and reckless conduct.

Debtor's attorney has advised debtor that non-dischargeable debts such as taxes, student loans, fines by government units and liens on property of debtor are generally unaffected by bankruptcy.

Dated: 09/25/2009 /s/ Brenda A McCloud

Brenda A McCloud

X Date & Sign

if joint case, both spouses must sign. If NOT a joint case the joint debtor will NOT appear.

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

#### DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. 110)

Non-Attorney Petition Preparers were **NOT** used to prepare any portion of this petition. All documents were produced by the Law Offices of Peter Francis Geraci.

THIS SECTION ONLY APPLIES TO PETITION PREPARERS AND HAS NOTHING TO DO WITH THIS CASE

#### DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

This is a personal bankruptcy for an individual(s) and **NOT** a corporation or partnership.

THIS SECTION ONLY APPLIES TO CORPORTATIONS & PARTNERSHIPS AND HAS NOTHING TO DO WITH THIS CASE

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

PFG Record #

# Document Page 29 of 46 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Brenda A McCloud, Debtor

### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

#### 01. INCOME FROM EMPLOYMENT OR OPERATION OF BUSINESS:

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

2009: \$1,267.51 business income average monthly business income after business expenses
2008: \$18,047
2007: \$13,117
2009: \$2,725 employment/food reimbursement

2008: \$641 2007: \$799

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In re

Brenda A McCloud, Debtor

STATEMENT OF FINANCIAL AFFAIRS					
Spouse					
AMOUNT	SOURCE				
02. INCOME OTHER THAN FE	ROM EMPLOYMENT OR OPERATION OF	BUSINESS:			
the two years immediately prec spouse separately. (Married de	ceived by the debtor other than from emplo ceding the commencement of this case. Give btors filing under chapter 12 or chapter 13 eseparated and a joint petition is not filed.)	ve particulars. If a joint petition is file	ed, state income for each		
AMOUNT	SOURCE				
2009: \$674/m 2008: \$7,500 2007: \$7,500	Nephew's social security				
2009: \$0.00 2008: -\$12,991 2007: -\$5,661	rental income				
Spouse					
AMOUNT	SOURCE				
03. PAYMENTS TO CREDITO	RS:				
Complete a. or b. as appropriate	te, and c.				
	BTOR(S) WITH PRIMARILY CONSUMER		•		
services, and other debts to an value of all property that constitutat were made to a creditor or an approved nonprofit budgetir	by creditor made within 90 days immediately tutes or is affected by such transfer is not lend account of a domestic support obligation on and creditor counseling agency. (Marrie buses whether or not a joint petition is filed,	ess than \$600.00. Indicate with an or as part of an alternative repayme d debtors filing under chapter 12 or	asterisk (*) any payments ent schedule under a plan b chapter 13 must include		
services, and other debts to an value of all property that constitutat were made to a creditor or an approved nonprofit budgetir	tutes or is affected by such transfer is not le a account of a domestic support obligation on ag and creditor counseling agency. (Marrie	ess than \$600.00. Indicate with an or as part of an alternative repayme d debtors filing under chapter 12 or	asterisk (*) any payments ent schedule under a plan b chapter 13 must include		

Orland Park IL 60462

#### Document Page 31 of 46 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Brenda A McCloud, Debtor

03. PAYMENTS TO CREDITORS	:		
Complete a. or b. as appropriate,	and c.		
services, and other debts to any of value of all property that constitute that were made to a creditor on an approved nonprofit budgeting a	reditor made within 90 days immedia es or is affected by such transfer is n ecount of a domestic support obligation and creditor counseling agency. (Ma	IER DEBTS: List all payments on loans, in ately proceeding the commencement of the street with an assign or as part of an alternative repayment arried debtors filing under chapter 12 or cled, unless the spouses are separated ar	his case if the aggregate sterisk (*) any payments schedule under a plan b hapter 13 must include
Name and Address of Creditor	Dates of Payments	Amount Paid	Amount Still Owing
BAC HOME Loans	Monthly	\$ 6,354	\$ 150,204
Servici 450 American St Simi Valley CA 93065			
b. DEBTOR WHOSE DEBTS AR days immediately preceding the c transfer is not less than \$5,000 (Nor both spouses whether or not a	ommencement of the case if the agg Married debtors filing under chapter 1 joint petition is filed, unless the spou	EBTS: List each payment or other transfer pregate value of all property that constitut 12 or chapter 13 must include payments asses are separated and a joint petition is a	es or is affected by such and other transfers by ea not filed.)
450 American St Simi Valley CA 93065  b. DEBTOR WHOSE DEBTS AR days immediately preceding the c transfer is not less than \$5,000 (f)	ommencement of the case if the agg Married debtors filing under chapter 1	regate value of all property that constitut 12 or chapter 13 must include payments	es or is affected by such and other transfers by ea
b. DEBTOR WHOSE DEBTS AR days immediately preceding the c transfer is not less than \$5,000 (Nor both spouses whether or not a  Name and Address of Creditor  c. ALL DEBTORS: List all payme creditors who are or were insiders	ommencement of the case if the agg Married debtors filing under chapter 1 joint petition is filed, unless the spou  Dates of Payment/Transfers  Ints made within 1 year immediately particular the spounds.  (Married debtors filing under chapter)	gregate value of all property that constitut 12 or chapter 13 must include payments ses are separated and a joint petition is a Amount Paid or Value of	es or is affected by such and other transfers by eanot filed.)  Amount Still Owing  see to or for the benefit of ints be either or both
b. DEBTOR WHOSE DEBTS AR days immediately preceding the c transfer is not less than \$5,000 (for both spouses whether or not a Name and Address of Creditor  c. ALL DEBTORS: List all payme creditors who are or were insiders spouses whether or not a joint per Name & Address of Creditor & Relationship to Debtor	ommencement of the case if the agg Married debtors filing under chapter 1 joint petition is filed, unless the spou- Dates of Payment/Transfers  Ints made within 1 year immediately points. (Married debtors filing under chaptilition is filed, unless the spouses are Dates of Payments	pregate value of all property that constituted to chapter 13 must include payments a ses are separated and a joint petition is a ses are separated and a joint petition is a ses are separated and a joint petition is a function of the ses are separated and a joint petition is not filed a separated a	es or is affected by such and other transfers by eanot filed.)  Amount Still Owing  se to or for the benefit of ints be either or both  Amount Still Owing

OF

**PROCEEDING** 

**Eviction on tenant** 

SUIT AND

CASE NUMBER

Brenda A McCloud v

**Wanda Valentine** 

OF DISPOSITION

**Order for Possession** 

OF AGENCY

AND LOCATION

**Circuit Court of Cook** 

County

# Document Page 32 of 46 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Brenda A McCloud, Debtor

## STATEMENT OF FINANCIAL AFFAIRS

04. SUITS AND ADMINISTRATIVE PROCEEDINGS, EXECUTIONS, GARNISHMENTS AND ATTACHMENTS:

List all lawsuits & administrative proceedings to which the debtor is or was a party within 1 (one) year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

**CAPTION OF NATURE** COURT **STATUS** SUIT AND OF OF AGENCY OF DISPOSITION **CASE NUMBER PROCEEDING** AND LOCATION Collections **Circuit Court of Cook** Judgment pending Chase v. Brenda **County First Municipal** McCloud **District** 09M1173268 **Foreclosure Circuit Court of Cook Pending BAC Home Loans** Servicing; 09CH-19899 County



04b. WAGES OR ACCOUNTS GARNISHED: Describe all property that has been attached, garnished or seized under any legal or equitable process within (1) one year preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of PersonDateDescriptionfor Whose Benefit Propertyofand Valuewas SeizedSeizureof Property



05. REPOSSESSION, FORECLOSURES AND RETURNS:

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor or Seller Date of Repossession, Foreclosure Description and Value of Property

NONE

06. ASSIGNMENTS AND RECEIVERSHIPS:

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name andDateTerms ofAddress ofofAssignment orAssigneeAssignmentSettlement

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Brenda A McCloud, Debtor

STA	TEMENT	OF FIN	<b>TANCIAL</b>	<b>AFFAIRS</b>
JIA		OF FI	MAINCIAL	AFFAIRO

NONE

Х

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one (1) year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Custodian

Name & Location of Court Case Title & Number Date of Order Description and Value of Property

NONE

07. GIFTS:

List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Person or Organization

Relationship to Debtor, If Any Date of Gift Description and Value of Gift

NONE

08. LOSSES:

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Description and Value of Property Description of Circumstances and, if Loss Was Covered in Whole or in Part by Insurance, Give Particulars

Date of Loss

09. PAYMENTS RELATED TO DEBT COUNSELING OR BANKRUPTCY:

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within one (1) year immediately preceding the commencement of this case.

Name and Address of Payee Date of Payment, Name of Payer if Other Than Debtor Amount of Money or Description and Value of Property

Law Offices of Peter Francis Geraci 55 E Monroe St Suite#3400 Chicago,IL 60603 2009 Payment/Value: 2,000.00

# Document Page 34 of 46 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

NONE

NONE

Brenda A McCloud, Debtor

STA	ATEMENT OF I	FINANCIAL AFFAIRS	
09. PAYMENTS RELATED TO DEBT C	COUNSELING OR BANKR	UPTCY:	
	der the bankruptcy law or p	he debtor to any persons, including attorney oreparation of a petition in bankruptcy within	
Name and		Date of Payment,	Amount of Money or
Address of Payee		Name of Payer if Other Than Debtor	Description and Value of Property
Lifeguard Financial, 140 N Main, Crossville; TN 38555		April 2009 to September 2009	\$521.00 per month
	eys, for consultation concer	RUPTCY: List all payments made or property rning debt consolidation, relief under the ban ommencement of this case.	·
Name and		Date of Payment,	Amount of Money or
Address		Name of Payer if	description and
of Payee		Other Than Debtor	Value of Property
MMI/CCCS 9009 W. Loop S. Houston, TX 77096 Phone 866.983.2227		2009	<b>\$50.00</b>
10. OTHER TRANSFERS			
transferred either absolutely or as secur	rity with two (2) years imme ust include transfers by eith	linary course of the business or financial affa ediately preceding the commencement of thi ner or both spouses whether or not a joint pe	s case. (Married debtors
Name and Address of		Describe Property	
Transferee, Relationship		Transferred and	
to Debtor	Date	Value Received	
10b. List all property transferred by the trust or similar device of which the debto		s immediately preceding the commencemen	t of this case to a self-settled
Name of	Date(s)	Amount and Date	
Trust or	of	of Sale or	

Transfer(s)

other Device

Closing

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Brenda A McCloud, Debtor

STATEMENT	OF FI	<b>NANCIAL</b>	AFFAIRS
JIAIFIVIEN		MAINCHAI	AFFAIR

NONE

#### 11. CLOSED FINANCIAL ACCOUNTS:

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one (1) year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Institution Type of Account, Last Four Digits of Account Number, and Amount of Final Balance

Amount and Date of Sale or Closing

NONE

#### 12. SAFE DEPOSIT BOXES:

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Bank or Other Depository Names & Addresses of Those With Access to Box or depository Description of Contents Date of Transfer or Surrender, if Any

NONE

### 13. SETOFFS:

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor

Date of Setoff

Amount of Setoff

NONE

### 14. LIST ALL PROPERTY HELD FOR ANOTHER PERSON:

List all property owned by another person that the debtor holds or controls.

Name and Address of Owner

Description and Value of Property

Location of Property

# Document Page 36 of 46 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Brenda A McCloud, Debtor

and Address

	STATEMENT OF FIN	ANCIAL AFFAIRS	
15. PRIOR ADDRESS OF DEI	BTOR(S):		
	ee (3) years immediately preceding the co d vacated prior to the commencement of		-
·	Name	Dates of	
Address	Used	Occupancy	-
16. SPOUSES and FORMER	SPOUSES:		
Louisiana, Nevada, New Mexic	in a community property state, common co, Puerto Rico, Texas, Washington, or W lentify the name of the debtor's spouse ar	isconsin) within eight (8) years in	nmediately preceding the
Name			
17. ENVIRONMENTAL INFOR	RMATION:		
For the purpose of this question	n, the following definitions apply:		
toxic substances, wastes or ma	ny federal, state, or local statute or regula aterial into the air, land, soil surface water ng the cleanup of the these substances, v	, ground water, or other medium,	
	lity, or property as defined under any Env ng, but not limited to, disposal sites.	ironmental Law, whether or not p	resently or formerly owned or
"Hazardous material" means a environmental Law.	nything defined as a hazardous waste, ha	azardous or toxic substances, pol	lutant, or contaminant, etc. un
	s of every site for which the debtor has re violation of an Environmental Law. Indica		
Environmental Law:		as and governmental unit, the date	5 S. Elo House, and, il Miowil,
Site Name	Name and Address	Date	Environmental

of Notice

Law

of Governmental Unit

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In re

	STATEMENT OF FINAN	ICIAL AFFAIRS	
	s of every site for which the debtor provided nental unit to which the notice was sent and the	_	elease of Hazardous
Site Name and Address	Name and Address of Governmental Unit	Date of Notice	Environmental Law
	rative proceedings, including settlements or o te the name and address of the governmenta		
Name and Address of Governmental Unit	Docket Number	Status of Disposition	
ending dates of all businesses partnership, sole proprietor, or immediately preceding the com	NAME OF BUSINESS  list the names, addresses, taxpayer identification which the debtor was an officer, director, powas self-employed in a trade, profession, or commencement of this case, or in which the debty preceding the commencement of this case.	artner, or managing executive of a other activity either full- or part-time	a corporation, partner in a e within six (6) years
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# Document Page 38 of 46 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Brenda A McCloud, Debtor

	STATEMENT OF FI	NANCIAL AFFAIRS
has been, within six years immerexecutive, or owner of more than	diately preceding the commencemer n 5 percent of the voting or equity se	a corporation or partnership and by any individual debtor who it of this case, any of the following: an officer, director, managin curities of a corporation; a partner, other than a limited partner, or other activity, either full- or part-time.
	ceding the commencement of this ca	ement only if the debtor is or has been in business, as defined se. A debtor who has not been in business within those six yea
19. BOOKS, RECORDS AND F	INANCIAL STATEMENTS:	
List all bookkeepers and account the keeping of books of account		diately preceding the filing of this bankruptcy case kept or supe
Name	Dates Services Rendered	
and Address	Rendered	
and Address	Rendered	-
19b. List all firms or individuals		preceding the filing of this bankruptcy case have audited the b
19b. List all firms or individuals	who within two (2) years immediately	
19b. List all firms or individuals account and records, or prepare . Name  19c. List all firms or individuals w	who within two (2) years immediately d a financial statement of the debtor Address	Dates Services Rendered  It of this case were in possession of the books of account and r
19b. List all firms or individuals account and records, or prepare . Name  19c. List all firms or individuals w	who within two (2) years immediately d a financial statement of the debtor.  Address	Dates Services Rendered  It of this case were in possession of the books of account and r
19b. List all firms or individuals account and records, or prepare  Name  19c. List all firms or individuals wo fithe debtor. If any of the books  Name  19d. List all financial institutions,	who within two (2) years immediately d a financial statement of the debtor.  Address  who at the time of the commencement of account and records are not available.  Address	Dates Services Rendered  It of this case were in possession of the books of account and relable, explain.

Issued

Address

# Document Page 39 of 46 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

	STATEMENT OF FIR	NANCIAL AFFAIRS	
20. INVENTORIES			
List the dates of the last to the dollar amount and bas	wo inventories taken of your property, the na sis of each inventory.	me of the person who supervised th	e taking of each inventory, an
Date	Inventory	Dollar Amount of Inventory	
of	Over an in an	(specify cost, market of other	
Inventory	Supervisor	basis)	
b. List the name and addr	ress of the person having possession of the r	records of each of the inventories re	ported in a., above.
Date	Name and Addresses of Custodian		
of Inventory	of Inventory Records		
Name and Address	Nature of Interest	Percentage of Interest	
and Address  21b. If the debtor is a corp		poration; and each stockholder who corporation.  Nature and Percentage of	directly or indirectly owns,
and Address  21b. If the debtor is a corpcontrols, or holds 5% or m  Name and Address	of Interest  poration, list all officers & directors of the cornore of the voting or equity securities of the cornor.  Title	poration; and each stockholder who corporation.  Nature and Percentage of Stock Ownership	directly or indirectly owns,
and Address  21b. If the debtor is a corpcontrols, or holds 5% or management of Name and Address  22. FORMER PARTNER	of Interest  poration, list all officers & directors of the cornore of the voting or equity securities of the control of the voting of the voting or equity securities of the control of the voting of t	Interest  poration; and each stockholder who corporation.  Nature and Percentage of Stock Ownership  OLDERS:	
and Address  21b. If the debtor is a corpcontrols, or holds 5% or management of Name and Address  22. FORMER PARTNER	of Interest  poration, list all officers & directors of the cornore of the voting or equity securities of the cornor.  Title	poration; and each stockholder who corporation.  Nature and Percentage of Stock Ownership  OLDERS:	
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and Address  21b. If the debtor is a corpontrols, or holds 5% or mand Address  22. FORMER PARTNER  If the debtor is a partnersholds and Address  22b. If the debtor is a corponent is a corponent in the debtor in the debtor is a corponent in the debtor in the d	of Interest  poration, list all officers & directors of the cornore of the voting or equity securities of the continuous or equity securities of the voting or equity securities of the continuous or equity securities of the voting of the voting of the voting of the voting or equity securities of the voting of t	poration; and each stockholder who corporation.  Nature and Percentage of Stock Ownership  OLDERS: ship interest of each member of the Date of Withdrawal	partnership.

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In re

	STATEMENT OF FIN		
22b. If the debtor is a corporation immediately preceding the com-		ationship with the corporation terminated within o	one (1) year
Name and Address	Title	Date of Termination	
and Address	Title	Termination	
23. WITHDRAWALS FROM A	PARTNERSHIP OR DISTRIBUTION BY	A COPORATION:	
		utions credited or given to an insider, including oner perquisite during one year immediately prece	
Name and Address of	Date and	Amount of Money or	
Recipient, Relationship to Debtor	Purpose of Withdrawal	Description and value of Property	
24. TAX CONSOLIDATION GF	ROUP:		
If the debtor is a corporation, lis	st the name and federal taxpayer identifi	cation number of the parent corporation of any contains thin six (6) years immediately preceding the com	• .
If the debtor is a corporation, list for tax purposes of which the dicase.  Name of	st the name and federal taxpayer identifi ebtor has been a member at any time w Taxpayer		• .
If the debtor is a corporation, lis for tax purposes of which the de case.	st the name and federal taxpayer identifi ebtor has been a member at any time w		• .
If the debtor is a corporation, list for tax purposes of which the dicase.  Name of	st the name and federal taxpayer identifi ebtor has been a member at any time w Taxpayer		• .
If the debtor is a corporation, lis for tax purposes of which the decase.  Name of Parent Corporation  25. PENSION FUNDS:	st the name and federal taxpayer identification has been a member at any time w  Taxpayer  Identification Number (EIN)		nmencement of the
If the debtor is a corporation, lis for tax purposes of which the decase.  Name of Parent Corporation  25. PENSION FUNDS:	st the name and federal taxpayer identification has been a member at any time w  Taxpayer  Identification Number (EIN)	thin six (6) years immediately preceding the com	nmencement of the

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Brenda A McCloud, Debtor

STATEMENT	THE LINIAN	<i>(</i> -   A   <i> </i>	LLVIDG
3   A   F   W   F   W			

### **DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachment thereto and that they are true and correct.

Dated: 09/25/2009 /s/ Brenda

/s/ Brenda A McCloud

**Brenda A McCloud** 

X Date & Sign

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Brenda A McCloud / Debtor

## **DEBTOR'S STATEMENT OF INTENTION**

PART A - Debts secured by property of the estate. (Part A must be fully completed for EACH debt which is secured by property of the estate. Attach additional pages if necessary.)

Property No. 1	
	Describe Property Securing Debt: 3055 S Bonfield, Chicago, IL 60608 (SURRENDER) Value based on short sale offer debtor received March 5, 2009; as of date of filing, bank has not accepted offer
Property will be (check one):	
□Surrendered	Retained
If retaining the property, I intend to (check at I	east one):
□Redeem the property	
■Reaffirm the debt	
□Other. Explain	(for example, avoid lien using 110 U.S.C. §
522(f)).	
Property is (check one):	
□Claimed as exempt	■Not claimed as exempt
	1
Property No. 2 Creditor's Name:	Describe Property Securing Debt:
BAC HOME Loans Servici	5004 South Long Ave. Chicago, IL 60638 - (Debtors primary residence)
Attn: Bankruptcy Dept.	
450 American St	
Simi Valley CA 93065	
Property will be (check one):	
□Surrendered	Retained
If retaining the property, I intend to (check at I	east one):
☐Redeem the property	
■Reaffirm the debt	
□Other. Explain	(for example, avoid lien using 110 U.S.C. §
522(f)).	
Property is (check one):	
■Claimed as exempt	□Not claimed as exempt

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

**Brenda A McCloud / Debtor** 

DEBTOR	'S STATEMENT OF INTENTION	
Property No. 3	1	
Creditor's Name:  G M A C  Attn: Bankruptcy Dept.  15303 S 94Th Ave  Orland Park IL 60462	Describe Property Securing Debt: G M A C - 2007 Chevrolet Trailblazer 25,000 miles (	(SURRENDER)
Property will be (check one):		
■Surrendered □F	Retained	
If retaining the property, I intend to <i>(check at II</i> )  Redeem the property  Reaffirm the debt  Other. Explain  522(f)).	east one): (for example, avoid lie	en using 110 U.S.C. §
Property is <i>(check one)</i> : ■Claimed as exempt	□Not claimed as exempt	
	ect to unexpired leases. (All three column lease. Attach additional pages if necess	
Lessor's Name:	Describe Property Securing Debt:	Lease will be assumed pursuant to 11 U.S.C. § 365(p)(2):  ☐ Yes ☐ No

I declare under penalty of perjury that the above indicates my intention as to any property of my estate securing a debt and/or personal property subject to an unexpired lease.

Dated: 09/25/2009 /s/ Brenda A McCloud

**Brenda A McCloud** 

X Date & Sign

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Brenda A McCloud, Debtor

Bankruptcy Docket #:

### DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR - 2016B

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

The compensation para or promised by the Boston (e), to the undereigned, is do renoted	•	
For legal services, Debtor(s) agrees to pay and I have agreed to accept		\$2,000
Prior to the filing of this Statement, Debtor(s) has paid and I have received		\$2,000
The Filing Fee has been paid.	Balance Due	\$0

2. The source of the compensation paid to me was:

Debtor(s)	Other: (specif
Denioi(2)	I Other: (spec

3. The source of compensation to be paid to me on the unpaid balance, if any, remaining is:

The compensation naid or promised by the Debtor(s) to the undersigned is as follows:

Debtor(s) Other: (specify)

The undersigned has received no transfer, assignment or pledge of property from the debtor(s) except the following for the value stated: **None.** 

- 4. The undersigned has not shared or agreed to share with any other entity, other than with members of the undersigned's law firm, any compensation paid or to be paid without the client's consent, except as follows: None.
- 5. The Service rendered or to be rendered include the following:
- (a) Analysis of the financial situation, and rendering advice and assistance to the client in determining whether to file a petition under Title 11, U.S.C.
- (b) Preparation and filing of the petition, schedules, statement of affairs and other documents required by the court.
- (c) Representation of the client at the first scheduled meeting of creditors.
- (d) Advice as required.
- **6.** By agreement with the debtor(s), the above-disclosed fee does not include the following service: Fee does **NOT** include missed court dates & amendments to schedules, contested matters, motions, objections to discharge or other matters except the first meeting of creditors.

#### **CERTIFICATION**

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceedings.

Respectfully Submitted,

Dated: 09/28/2009 /s/ Ronald P Strojny

Attorney Name: Ronald P Strojny
LAW OFFICES OF PETER FRANCIS GERACI
55 E. Monroe Street #3400
Chicago IL 60603
312.332.1800 (PH) 312.332.6354 (FAX)

Form B203 (12/94) Page 1 of 1

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# Document Page 45 of 46 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Brenda A McCloud, Debtor

<b>VERIFI</b>	$\triangle$			CDEDI.		NA A	TDIV
VERIFI	CAI	IUN	UF	CREDI	IUR	IVIA	IRIA

The above named Debtor(s) hereby verify that the attached list of creditors is true and correct to the best of our knowledge.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Dated: 09/25/2009

/s/ Brenda A McCloud

**Brenda A McCloud** 

X Date & Sign

<sup>\*</sup> Joint debtors must provide information for both spouses. Penalty for making a false statement or concealing property: Fine up to \$500,000 or up to 5 years imprisonment or both. 18 U.S.C. 152 and 3571.

**Brenda A McCloud Debtor** 

## NOTICE TO INDIVIDUAL CONSUMER DEBTOR(S)

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> bankruptcy filing. Briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) must be provided by nonprofit budget & credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not

### Chapter 13: Repayment of All or Part of Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family farm or fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

I (We), the debtor(s), affirm that I (we) have received and read this notice.

Dated: 09/25/2009 /s/ Brenda A McCloud

**Brenda A McCloud** 

**~** 

Sign & Date Here



Sign & Date Here

Dated: 09/28/2009 /s/ Ronald P Strojny

Attorney: Ronald P Stroiny Bar No: IL 6282154